

RESOLUTION NO. 2012-310

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PARKER, FLORIDA, TO ADOPT THE LOCAL RESTORE ACT DISTRIBUTION PLAN DIRECTING THE DISTRIBUTION OF THE UNIFIED RESTORE ACT MONIES AND FUNDS.

WHEREAS, The Restore Gulf Coast Act of 2012 (Restore Act) has been signed and become law of the United States directing the distribution and purposes for utilization of fines and civil penalties paid by the parties responsible in connection with the explosion on, and sinking of, the offshore drilling unit "Deepwater Horizon"; and

WHEREAS, the Restore Act directs distribution of a portion of these fine and penalty funds to the eight disproportionately impacted county areas and fifteen non-disproportionately impacted county areas of Florida; and

WHEREAS, to provide the simplest method to properly handle and distribute these funds fairly and efficiently while not creating another layer of appointed governmental authority.

NOW, THEREFORE, BE IT RESOLVED that the City of Parker by vote of its Mayor and City Council hereby evidences support for the attached Local Restore Act Distribution for the monies and funds allocated by the Restore Act of 2012 for the County in which this City is located (Bay County); request that it be joined in by the County Commission of said County; and, direct that a copy of this Resolution and attachment be delivered to the appropriate authorities for consideration and adoption.

Section 1. All resolutions or portions thereof of the City of Parker in conflict with the provisions of this Resolution are hereby repealed to the extent of such conflict.

Section 2. This Resolution shall take effect immediately upon its passage.

PASSED, APPROVED, AND ADOPTED by the City Council as of this 11th day of September, 2012.

CITY OF PARKER

Tonya Barrow

TONYA BARROW, MAYOR

ATTEST:

Nancy A. Rowell

NANCY ROWELL, CITY CLERK

Examined and approved by me, this 11th day of
September, 2012.

Tonya Barrow

TONYA BARROW, MAYOR

LOCAL RESTORE ACT DISTRIBUTION

The Restore Gulf Coast Act of 2012 has been signed and became law of the United States directing the distribution and limitations for use of CWA fine monies to the eight disproportionately affected county areas and fifteen non-disproportionately affected county areas of Florida. The municipal and county commissioners within each of these designated county areas of Florida agree and direct that the monies from the Recovery Act for each geographic county area be divided and distributed among said existing governmental entities within each said county according to the following formula to be awarded and utilized in accordance within the purposes and limitations of the "Restore Act" by each municipality governing body within its own jurisdictional area and the county commission within the unincorporated areas of the county as follows:

1. The City Council of each incorporated municipality within the geographic area of the boundary of each County shall be allocated, for proper distribution, utilization and award (within that municipalities incorporated geographic jurisdictional limits) to allow that municipality to distribute, utilize and award the same in accordance with the Restore Act, the portion of the total amount of fine monies determined by multiplying the total amount of fine monies allocated to the disproportionately or non-disproportionately impacted county area (TF (TOTAL FUNDS) by the average of the proportion of that municipalities population of County as a whole (PM/PCW) and that proportion of the sales tax receipts of that same municipality within its jurisdiction as it relates to the sales tax receipts of the

county as a whole (STRM/STRCW). Therefore, the portion of the total fine monies allocated to each municipality within that County for proper distribution, utilization and award by its elected governing body or commission within its incorporated city limits will be determined by the formula: Total Funds to County Area (TF) x (population of municipality (PM)/ population of county as a whole (PCW) + sales tax receipts of municipality (STRM)/sales tax receipts of County as whole (STCW) divided by 2).

Example: (A) Total Funds (TF) allocated by Recovery Act to that County Area = \$1,000,000.

(B) Municipality #1 proportion of population within its jurisdictional City limit area to that County's population as a whole (PM/PCW) = 25%.

(C) Municipality #1 proportion of sales tax receipts within its jurisdictional City limit area to that Counties total sales tax receipts for the whole County (STRM/STRC) = 15%.

(D) Calculation: Funds for Municipality #1 City Council to distribute, utilize and award within its geographic jurisdiction limits in accordance with Restore Act requirements: $TF \times ((PM/PCW) + (STRM/STRC))$ divided by 2). For example:

$\$1,000,000 \times ((.25 + .15) \text{ divided by } 2)$

$\$1,000,000 \times (.40 \text{ divided by } 2)$

$\$1,000,000 \times .20$

\$200,000 Fine monies allocated to Municipality #1 for the City Council to distribute, utilize and award within its own geographic jurisdictional City limits in accordance with the Restore Act requirements and limitations.

2. The County Commission shall be allocated for distribution, utilization and award within the non-incorporated areas of that county the balance remaining after the municipality shares for their respective geographic jurisdictional limits have been allocated to the respective municipality's governing body in accordance with #1 above.